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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/070,239	06/20/2002	Minoru Kawahara	450101-03265	9661

20999 7590 04/23/2007  
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745 FIFTH AVENUE- 10TH FL.  
NEW YORK, NY 10151

EXAMINER
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HASAN, SYED Y

ART UNIT	PAPER NUMBER
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2621

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	04/23/2007	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

<b>Office Action Summary</b>	<b>Application No.</b> 10/070,239	<b>Applicant(s)</b> KAWAHARA ET AL.	
	<b>Examiner</b> Syed Y. Hasan	<b>Art Unit</b> 2621	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR-1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 31 January 2007.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1 - 18 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1 - 18 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All    b) ☐ Some \* c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |   |   |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)  | 5) <input type="checkbox"/> Notice of Informal Patent Application                       |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date <u>11/18/2005</u> | 6) <input type="checkbox"/> Other: _____  |

## **DETAILED ACTION**

### ***Response to Arguments***

1. Applicant's arguments filed 11/09/2006 have been fully considered but they are not persuasive.

In re page 9 applicant argues with respect to claims 1 – 18 that the claims as amended, are patentably distinct from the references, thereby obviating the double-patenting issue.

In response, examiner disagrees. The amended claims are being rejected based on prior art. Hence double-patenting issue is still valid

In re page 10 applicant argues with respect to claims 1-18 that they were rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Yates in view of U.S. Patent No. 6,100,788 to Frary (hereinafter, merely "Frary") and further in view of Wilkinson. Applicants respectfully traverse this rejection and requests reconsideration.

As understood by Applicants, Yates relates to a virtual tape storage device that can store an image of a virtual tape volume either as a stacked image or as a native image that is essentially indistinguishable from the image that would have been written had the host written the volume directly to the tape.

As understood by Applicants, Frary relates to a transponder device for tracking objects, such as tape cartridges, utilized in different types of environments includes a first antenna operating at a first range of frequencies and a second antenna operating at a second range of frequencies, different from the first range of frequencies. A reader/writer mechanism associated with each of the environments generates a first communication signal at the first range of frequencies and a second communication signal at the second range of frequencies. A control logic having a memory is coupled to the first and second antennas for processing the first and second communication signals and automatically generating a first or second response signal for receipt by the reader/writer mechanism via the first and second antennas, respectively.

As understood by Applicants, Wilkinson relates to linking essence and metadata in a system environment utilizing a Unique Material Identifier (UMID).

Claim 1 recites, inter alia:

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"... wherein data is prevented from being written over an existing record and data is prevented from being erroneously erased." (Emphasis added)

Applicants respectfully submit that nothing has been found in Yates, Frary, or Wilkinson that would teach or suggest the above-identified feature of claim 1. Specifically, neither Yates, Frary, nor Wilkinson, taken alone or in combination, teach or suggest that data is prevented from being written over an existing record and data is prevented from being erroneously erased, as recited in claim 1.

Therefore, Applicants respectfully submit that claim 1 is patentable.

In response, examiner refers to Kurokawa et al (US 5835939) (col 11, lines 28 – 37) that teaches the additional data added to claim 1 above. Therefore claim 1 stays rejected.

In re page 11, applicant contends that claims 7, 13, 15, and 17-18 are similar, or somewhat similar, in scope and are therefore patentable for similar, or somewhat similar, reasons.

In response examiner respectfully disagrees and contends that based on the rejection for claim 1 above, claims 7, 13, 15 and 17 – 18 also stay rejected.

in re page 11, applicant further argues that the other claims in this application are each dependent from one of the independent claims discussed above and are therefore patentable for at least the same reasons. Since each dependent claim is also deemed to define an additional aspect of the invention, however, the individual reconsideration of the patentability of each on its own merits is respectfully requested.

In response examiner respectfully disagrees and contends that based on the rejection for claim 1 above, all the rest of the claims stay rejected.

### ***Double Patenting***

2. The nonstatutory double patenting rejection is based on a judicially created doctrine grounded in public policy (a policy reflected in the statute) so as to prevent the unjustified or improper timewise extension of the "right to exclude" granted by a patent and to prevent possible harassment by multiple assignees. A nonstatutory obviousness-type double patenting rejection is appropriate where the conflicting claims are not identical, but at least one examined application claim is not patentably distinct from the reference claim(s) because the examined application claim is either anticipated by, or would have been obvious over, the reference claim(s). See, e.g., *In re Berg*, 140

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F.3d 1428, 46 USPQ2d 1226 (Fed. Cir. 1998); *In re Goodman*, 11 F.3d 1046, 29 USPQ2d 2010 (Fed. Cir. 1993); *In re Longi*, 759 F.2d 887, 225 USPQ 645 (Fed. Cir. 1985); *In re Van Ornum*, 686 F.2d 937, 214 USPQ 761 (CCPA 1982); *In re Vogel*, 422 F.2d 438, 164 USPQ 619 (CCPA 1970); and *In re Thorington*, 418 F.2d 528, 163 USPQ 644 (CCPA 1969).

A timely filed terminal disclaimer in compliance with 37 CFR 1.321(c) or 1.321(d) may be used to overcome an actual or provisional rejection based on a nonstatutory double patenting ground provided the conflicting application or patent either is shown to be commonly owned with this application, or claims an invention made as a result of activities undertaken within the scope of a joint research agreement.

Effective January 1, 1994, a registered attorney or agent of record may sign a terminal disclaimer. A terminal disclaimer signed by the assignee must fully comply with 37 CFR 3.73(b).

3. Claims 1, 2, 7, 8, 13 –18 are rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claim 1, 2, 4, 5 and 13 –18 of U.S. Patent No. 6,954,319 in view of being anticipated by J. H. Wilkinson, Sony BPE,U.K. IEE NBSS 6<sup>th</sup> July, 1999(the article "LINKING ESSENCE AND METADATA IN A SYSTEM ENVIRONMENT") and further in view of ~~being anticipated by~~ Kurokawa et al (US 5835939)

Regarding claim 1, 2, 7, 8, 13 –18 of this application, claims 1,2, 4, 5, 13 –18 respectively of US Patent No. 6,954,319 recite all the claimed subject matter. However claims 1,2, 4, 5, 13 –18 respectively of US Patent No. 6,954,319 does not disclose UMID.

Wilkinson teaches UMID (page 5, para 3.1,"In areas where limited storage capacity is available for the essence, metadata can be stored remote from the essence storage on a disc- based server. In this case, the UMID is carried with the essence and the same UMID and the metadata sets are stored on the disc".)

It would have been obvious to one of ordinary skill in the art at the time of the

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invention to incorporate the UMID buried in material signal as taught by Wilkinson into claims 1,2, 4, 5, 13 –18 respectively of US Patent No. 6,954,319 system in order to improve the performance in areas where limited storage capacity is available.

The proposed combination of U.S. Patent No. 6,954,319 and J. H. Wilkinson, as discussed does not disclose data being prevented from being written over an existing record and data is prevented from being erroneously erased

However, Kurokawa et al teaches data being prevented from being written over an existing record and data is prevented from being erroneously erased (col 11, lines 28 – 37)

It would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate data being prevented from being written over an existing record and data is prevented from being erroneously erased as taught by Kurokawa et al into the combined system of U.S. Patent No. 6,954,319 and J. H. Wilkinson in order to protect the data from accidental eraser.

4. Claims 3 - 6 and 9 -12 are rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claim 1, 2, 4, 5 and 13 –18 of U.S. Patent No. 6,954,319 in view of being anticipated by J. H. Wilkinson, Sony BPE,U.K. IEE NBSS 6<sup>th</sup> July, 1999(the article "LINKING ESSENCE AND METADATA IN A SYSTEM ENVIRONMENT") <sup>and Kurokawa et al</sup> as applied to claims 1, 2, 7, 8, and 13-18 above, and further in view of Yates et al (US Pub. 2002/0035664 A1).

Regarding claim 3, the proposed combination of claim 1 of US Patent No. 6,954,319 and Wilkinson <sup>and Kurokawa et al.</sup> as discussed above does not specifically discloses the

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claimed wherein the arranging means puts the UMID into the predetermined data format with omission of a fixed part of the UMID.

Yates et al teaches an apparatus wherein the arranging means puts the UMID into the predetermined data format (page 2, paragraph 32, the virtual tape controller holds the data before sending it to the virtual tape).

Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate UMID into the predetermined data format as taught by Yates into the invention of Wilkinson in order to improve performance where storage becomes an issue.

Regarding claim 4, Yates et al. discloses the apparatus wherein the arranging means puts the UMID into the predetermined data format with the UMID being classified according to a predetermined bit flag (page 2, paragraph 32, part of the metadata, the desired ones, are stored on the non-volatile storage);

Regarding claim 5, Yates et al discloses the apparatus wherein the arranging means puts the UMID into the predetermined data format (page 2, paragraph 32, the virtual tape controller holds the data before sending it to the virtual tape)

with omission of a common part of the UMID (page 2, paragraph 32, part of the metadata, the desired ones, are stored on the non-volatile storage) .

Regarding claim 6, Yates et al discloses the apparatus further comprising means for restoring the UMID put in the predetermined data format to the predetermined standard-defined UMID (page 2, paragraph 32, all information about the packetization required to reassemble the volume for later use is metadata)

Method claims 9 -12 of this application are rejected for the same reasons as discussed in apparatus claims 3 - 6 above.

*Claim Rejections - 35 USC § 103*

5. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

6. Claims 1 – 18 are rejected under 35 U.S.C. 103(a) as being unpatentable over Yates et al (US Pub. 2002/0035664 A1) in view of Frary (US 6100788) in view of J. H. Wilkinson, Sony BPE,U.K. IEE NBSS 6<sup>th</sup> July, 1999(the article "LINKING ESSENCE AND METADATA IN A SYSTEM ENVIRONMENT") and further in view of ~~being~~ ~~anticipated by~~ Kurokawa et al (US 5835939)

Regarding claim 1, Yates et al discloses, an information recorder comprising:  
means for extracting a predetermined standard-defined UMID buried in material signals to be recorded to a replaceable recording medium (page 2, para 0032, the library management system intercepts the data to be written on a tape when it identifies a metadata)

means for writing/reading information to/from a contactless information storage means appended to or incorporated in the replaceable recording medium (page 2, para 32, the data is stored on a non-volatile memory);

Yates et al fails to explicitly disclose the contactless information storage is operative responsively to an electromagnetic field. However this limitation is well known



in the art as evidenced by Frary which disclose an information recorder using a storage device that is operative responsively to an electromagnetic field to send or receive information in a contactless manner to or from outside via the electromagnetic field (column 2, lines 62-64);

Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to modify the device of Yates et al because Frary teaches the storage device may send or receive information via the electromagnetic field to read and write the meta data from the tape cartridge.

the writing/reading means writing the UMID extracted by the extracting means to the contactless information storage means as disclosed by Frary (column 3, lines 52-55).

The proposed combination of Yates et al and Frary as discussed does not disclose UMID.

However, Wilkinson teaches UMID (page 5, para 3.1, "In areas where limited storage capacity is available for the essence, metadata can be stored remote from the essence storage on a disc-based server. In this case, the UMID is carried with the essence and the same UMID and the metadata sets are stored on the disc".)

It would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate the UMID buried in material signal as taught by Wilkinson into Yates et al and Frary system in order to improve the performance in areas where limited storage capacity is available.

The proposed combination of Yates et al, Frary and Wilkinson as discussed does

not disclose data being prevented from being written over an existing record and data is prevented from being erroneously erased

However, Kurokawa et al teaches data being prevented from being written over an existing record and data is prevented from being erroneously erased (col 11, lines 28 – 37)

It would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate data being prevented from being written over an existing record and data is prevented from being erroneously erased as taught by Kurokawa et al into the system of Yates et al, Frary and Wilkinson in order to protect the data from accidental eraser.

Regarding claim 2, Yates et al. further discloses the apparatus, further comprising:  
means for holding the extracted predetermined standard-defined UMID (page 2, paragraph 32, the virtual tape controller holds the data before sending it to the virtual tape); and

an arranging means for putting the held UMID into a predetermined data format (page 2, paragraph 32, the blocks of data are "packetized");

the UMID put in the predetermined data format being written to the contactless information storage means by the writing/reading means. (page 2, paragraph 32, the metadata is stored on the non - volatile storage in virtual tape controller).

Regarding claim 3, Yates et al. discloses the apparatus wherein the arranging means puts the UMID into the predetermined data format (page 2, paragraph

32, the virtual tape controller holds the data before sending it to the virtual tape)

with omission of a fixed part of the UMID (page 2, paragraph 32, part of the metadata, the desired ones, are stored on the non-volatile storage);

Regarding claim 4, Yates et al. discloses the apparatus wherein the arranging means puts the UMID into the predetermined data format with the UMID being classified according to a predetermined bit flag (page 2, paragraph 32, part of the metadata, the desired ones, are stored on the non-volatile storage);

Regarding claim 5, Yates et al discloses the apparatus wherein the arranging means puts the UMID into the predetermined data format (page 2, paragraph 32, the virtual tape controller holds the data before sending it to the virtual tape)

with omission of a common part of the UMID (page 2, paragraph 32, part of the metadata, the desired ones, are stored on the non-volatile storage)

Regarding claim 6, Yates et al discloses the apparatus further comprising means for restoring the UMID put in the predetermined data format to the predetermined standard-defined UMID (page 2, paragraph 32, all information about the packetization required to reassemble the volume for later use is metadata)

Regarding claim 13, Yates et al. discloses an information recorder comprising:  
means for generating, from information other than material signals to be recorded to a replaceable recording medium, a UMID indicating the material signals (page 2, paragraph 32, the meta data is stored on a non-volatile memory) ; and

means for writing/reading information to/from a contactless information storage means appended to or incorporated in the replaceable recording medium (page 2,

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paragraph 32, the library management system intercepts the data to written on a tape when it identifies a meta data)

the writing/reading means writing the generated UMID to the contactless information storage means (page 2, paragraph 32, the non-volatile storage).

Yates et al. fail to explicitly disclose the contactless information storage is operative responsively to an electromagnetic field. However this limitation is well known in the art as evidenced by Frary which disclose an information recorder using a storage device that is operative responsively to an electromagnetic field to send or receive information in a contactless manner to or from outside via the electromagnetic field (column 2, lines 62-64);

Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to modify the device of Yates et al because Frary teaches the storage device may send or receive information via the electromagnetic field to read and write the meat data from the tape cartridge.

The proposed combination of Yates et al and Frary as discussed does not disclose UMID.

However, Wilkinson teaches UMID (page 5, para 3.1, "In areas where limited storage capacity is available for the essence, metadata can be stored remote from the essence storage on a disc- based server. In this case, the UMID is carried with the essence and the same UMID and the metadata sets are stored on the disc".)

It would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate the UMID buried in material signal as taught by Wilkinson into

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Yates et al system in order to improve the performance in areas where limited storage capacity is available.

The proposed combination of Yates et al, Frary and Wilkinson as discussed does

not disclose data being prevented from being written over an existing record and data is prevented from being erroneously erased

However, Kurokawa et al teaches data being prevented from being written over an existing record and data is prevented from being erroneously erased (col 11, lines 28 – 37)

It would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate data being prevented from being written over an existing record and data is prevented from being erroneously erased as taught by Kurokawa et al into the system of Yates et al, Frary and Wilkinson in order to protect the data from accidental eraser.

Regarding claim 14, Yates discloses the apparatus further comprising:

an arranging means for putting the generated UMID into a predetermined data format (page 2, paragraph 32, the blocks of data are "packetized");

the UMID put in the predetermined data format being written to the contactless information storage means by the writing/reading means (page 2, paragraph 32, the metadata is stored on the non - volatile storage in virtual tape controller).

The proposed combination of Yates et al and Frary as discussed does not disclose UMID.

However, Wilkinson teaches UMID (page 5, para 3.1, "In areas where limited storage capacity is available for the essence, metadata can be stored remote from the essence storage on a disc- based server. In this case, the UMID is carried with the essence and the same UMID and the metadata sets are stored on the disc".)

It would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate the UMID buried in material signal as taught by Wilkinson into Yates et al system in order to improve the performance in areas where limited storage capacity is available.

The proposed combination of Yates et al, Frary and Wilkinson as discussed does not disclose data being prevented from being written over an existing record and data is prevented from being erroneously erased

However, Kurokawa et al teaches data being prevented from being written over an existing record and data is prevented from being erroneously erased (col 11, lines 28 – 37)

It would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate data being prevented from being written over an existing record and data is prevented from being erroneously erased as taught by Kurokawa et al into the system of Yates et al, Frary and Wilkinson in order to protect the data from accidental eraser.

Regarding claim 17, Yates discloses an information recording system comprising:

means for writing/reading information to/from a contactless information storage

means appended to or incorporated in the replaceable recording medium (page 2, para 0032, the library management system intercepts the data to be written on a tape when it identifies a metada)

Yates et al fail to explicitly disclose the contactless information storage is operative responsively to an electromagnetic field. However this limitation is well known in the art as evidenced by Frary which disclose an information recorder using a storage device that is operative responsively to an electromagnetic field to send or receive information in a contactless manner to or from outside via the electromagnetic field (column 2, lines 62-64);

Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to modify the device of Yates et al. because Frary teaches the storage device may send or receive information via the electromagnetic field to read and write the meta data from the tape cartridge.

an information recorder for writing, to the contactless information storage means by the writing/reading means (page 2, para 32, the data is stored on a non-volatile memory);

a UMID extracted from material signals to be recorded and indicating the material signals recorded to the recording medium or a UMID generated from information other than the material signals to be recorded to the recording medium and indicating the material signals (page 2, para 0032, the library management system intercepts the data to be written on a tape when it identifies a metada) and

a UMID storage unit for storing a UMID read from the contactless information

storage means appended to or incorporated in each of a plurality of recording mediums (Page 2, para 32, part of the data is stored with each extent and part is stored on non-volatile storage in virtual tape controller)

The proposed combination of Yates et al and Frary as discussed does not disclose UMID.

However, Wilkinson teaches UMID (page 5, para 3.1, "In areas where limited storage capacity is available for the essence, metadata can be stored remote from the essence storage on a disc-based server. In this case, the UMID is carried with the essence and the same UMID and the metadata sets are stored on the disc".)

It would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate the UMID buried in material signal as taught by Wilkinson into Yates et al system in order to improve the performance in areas where limited storage capacity is available.

Method claims 7 - 12, 15 -16, and 18 are drawn to the method of using the corresponding apparatus claimed in claims 1- 6, 13 -14 and 17 respectively. Therefore method claims 7 - 12, 15 - 16 and 18 corresponding to apparatus claims 1- 6, 13 -14 and 17 respectively are rejected for the same reasons of obviousness as used above.



***Conclusion***

7. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure

Kato et al (US 6611394) discloses a recording medium, tape drive, and method for identifying type of recording medium.

Sezan et al (US 5956458) discloses a system and method for determining representative frames of video captured by a video camera.

Nagasaki et al (US 6195497) discloses an associated image retrieving apparatus and method.

Lim (US 5506689) discloses a time code format circuit.

Muller (US 4626932) discloses a rotating video head switching control system.

Tachi (US 4175267) discloses method and apparatus of inserting an address signal in a video signal.

8. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not

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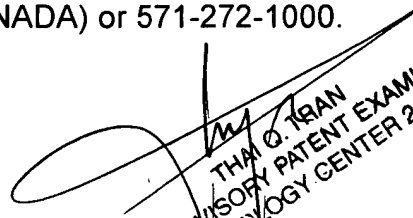
mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Syed Y. Hasan whose telephone number is 571-270-1082. The examiner can normally be reached on 9/8/5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Thai Tran can be reached on 571-272-7382. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

S. Y. H.  
4/12/2007

  
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SUPERVISOR PATENT EXAMINER  
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